

**ELECTRONICALLY FILED ON February 29, 2009**

# PATENT

**Attorney Docket No.: 31169-705.831**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of:

) Confirmation No.: 9878

Inventors: DEMUTH, Jeffrey et al.

) Group No.: 1634

Serial No.: 10/508,932

Examiner: MYERS, Carla J

Filed: September 24, 2004

Customer No. 021971

**For: METHOD AND COMPOSITIONS FOR  
DIAGNOSIS AND TREATMENT OF NON-  
SMALL CELL LUNG CANCER USING  
GENE EXPRESSION PROFILES**

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

## RESPONSE TO RESTRICTION REQUIREMENT

Dear Sir or Madam:

Applicants submit this response to the Office Action (“Action”) dated August 29, 2007. This response is filed on February 29, 2007, therefore an extension fee is required to enter this response under 37 CFR § 1.136. The Commissioner is authorized to charge any additional fees, which may be required, including petition fees and extension of time fees under 37 CFR 1.136(a) and/or applicable section, to Deposit Account No. 23-2415 (Docket No. 31169.705.831).

**Amendments** to the claims begin on page 2 of this document.

**Remarks** begin on page 15 of this document.